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BEFORE THE
ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION) DOCKET NO.
-vs-) 08-0629
MT. CARMEL PUBLIC UTILITY COMPANY)
Reconciliation of revenues)
collected under fuel adjustment)
charges with actual costs)
prudently incurred.

Springfield, Illinois
Wednesday, September 30, 2009

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

MR. J. STEPHEN YODER, Administrative Law Judge

APPEARANCES:

ERIC BRAMLET
P.O. Box 278
Mt. Carmel, Illinois 62863

(Appearing on behalf of Mt. Carmel
Public Utility Company by telephone.)

MICHAEL J. LANNON
160 N. LaSalle, Suite C-800
Chicago, Illinois 60601

(Appearing on behalf of Staff of the
Illinois Commerce Commission by
telephone.)

SULLIVAN REPORTING COMPANY, by
Darlene M. Niemeyer, Reporter
CSR #084-003677

1	<u>I N D E X</u>				
2	<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
3	(None)				
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13	<u>EXHIBITS</u>				
14				<u>MARKED</u>	<u>ADMITTED</u>
15	Mt. Carmel Exhibit 1.0			E-Docket	11
16	Mt. Carmel Exhibit 1.0R			E-Docket	11
	Mt. Carmel Exhibit 2.0			E-Docket	11
17	Barnhard Affidavit			E-Docket	11
	Mt. Carmel Exhibit 2.0R			E-Docket	11
18	Long Affidavit			E-Docket	11
19	ICC Staff Exhibit 1.0			E-Docket	12
	ICC Staff Exhibit 2.0			E-Docket	12
20	ICC Staff Exhibit 3.0			E-Docket	12
	ICC Staff Exhibit 4.0			E-Docket	12
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PROCEEDINGS

JUDGE YODER: By the authority vested in me by the Illinois Commerce Commission, I will now call Docket 08-0629. This is an action filed by the Illinois Commerce Commission on its own motion regarding Mt. Carmel Public Utility Company seeking a reconciliation of revenues collected under gas adjustment charges with actual costs prudently incurred.

Can I have the appearances for the record, please?

MR. BRAMLET: Your Honor, appearing on behalf of Mt. Carmel Public Utility Company, my name is Eric Bramlet. My mailing address is Post Office Box 278, Mt. Carmel, Illinois 62863. The telephone number is (618) 263-3502.

MR. LANNON: Appearing on behalf of the Staff of the Illinois Commerce Commission, Mike Lannon, 160 North LaSalle Street, Suite C-800, Chicago, Illinois 60601.

JUDGE YODER: Anyone else wishing to enter their appearance in this docket?

1 Let the record reflect no response.

2 I understand the parties are ready to
3 proceed to hearing.

4 Mr. Bramlet?

5 MR. BRAMLET: Yes, Your Honor.

6 JUDGE YODER: Mr. Lannon?

7 MR. LANNON: Yes, Your Honor.

8 JUDGE YODER: All right. Is there anything to
9 present in this docket on behalf of Mt. Carmel Public
10 Utility?

11 MR. BRAMLET: Your Honor, we would move for
12 admission of Mt. Carmel Public Utility Company
13 Exhibit 1.0, 1.0R, 2.0, as well as the affidavit of
14 Mr. Philip Barnhard. And I would also move for
15 admission of 2.0R, the rebuttal testimony of Mr. Dan
16 Long and his affidavit.

17 JUDGE YODER: All right. Mr. Lannon, any
18 objection to the admission of those exhibits into
19 evidence in this docket?

20 MR. LANNON: No objection, Your Honor.

21 JUDGE YODER: All right, then. Mt. Carmel
22 Public Utility Exhibit 1.0, 1.0R and the affidavit of

1 Mr. Barnhard will be admitted into evidence in this
2 docket along with Exhibit 2.0, the group of notices,
3 2.0R, and the affidavit of Mr. Long.

4 (Whereupon Mt. Carmel Public
5 Utility Exhibits 1.0, 1.0R, 2.0,
6 2.0R and Mr. Barnhard's and Mr.
7 Long's affidavits were admitted
8 into evidence.)

9 JUDGE YODER: Anything further to present in
10 this docket on behalf of Mt. Carmel?

11 MR. BRAMLET: No, Your Honor.

12 JUDGE YODER: All right, then.

13 Anything to present in this docket on
14 behalf of Staff, Mr. Lannon?

15 MR. LANNON: Yes, Your Honor. Staff would
16 request that the following four Staff exhibits be
17 moved into the record of evidence.

18 First is ICC Staff Exhibit 1.0, the
19 direct testimony of Mike Ostrander.

20 Then we have the direct testimony of
21 Brett N. Seagle, ICC Staff Exhibit 2.0.

22 ICC Staff Exhibit 3.0 is the affidavit

1 of Mr. Ostrander supporting his direct testimony.

2 ICC Staff Exhibit 4.0, the affidavit
3 of Brett N. Seagle, supporting his direct testimony.

4 JUDGE YODER: Okay. Mr. Bramlet, any objection
5 to the admission of those four exhibits into evidence
6 in this docket?

7 MR. BRAMLET: No, Your Honor.

8 JUDGE YODER: All right, then. Staff
9 Exhibit 1.0, the direct testimony of Mr. Ostrander;
10 Staff Exhibit 2.0, the direct testimony of
11 Mr. Seagle; Staff Exhibit 3.0, the affidavit of
12 Mr. Ostrander; and Staff Exhibit 4.0, the affidavit
13 of Mr. Seagle, will be admitted into evidence, then,
14 in this docket.

15 (Whereupon ICC Staff Exhibits
16 1.0, 2.0, 3.0 and 4.0 were
17 admitted into evidence.)

18 JUDGE YODER: Anything further to present on
19 behalf of Staff?

20 MR. LANNON: No. Thank you, Your Honor.

21 JUDGE YODER: All right, then. There appearing
22 to be no contested issues between the parties, I will

1 have the record marked heard and taken.

2 Is it my understanding that Mt. Carmel

3 is also willing to prepare a draft order and present

4 it to Staff for their comments in this docket?

5 MR. BRAMLET: Yes, and we would ask for

6 30 days, also.

7 JUDGE YODER: Okay. I don't see a problem with

8 that.

9 That being said, then, we will await

10 the tender of those two draft orders.

11 Anything else to resolve today,

12 Mr. Lannon and Mr. Bramlet?

13 MR. LANNON: Nothing from Staff, Your Honor.

14 MR. BRAMLET: Nothing.

15 JUDGE YODER: Okay. Thank you both.

16 MR. BRAMLET: Thank you.

17 MR. LANNON: Thank you.

18 (HEARD AND TAKEN.)

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